

UNITED STATES DISTRICT COURT

DISTRICT OF NEW HAMPSHIRE

Joseph Foistner

v.

Civil No. 08-cv-00065-JL

Shailesh Patel et al.

O R D E R

The Preliminary Pretrial Conference was held in chambers on May 12, 2008.

The Discovery Plan (document # 5) is approved as submitted.

By agreement of the parties, the following affirmative defense is **stricken without prejudice**: Affirmative defense #4 (fraud).

**SO ORDERED.**

  
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Joseph N. Laplante  
United States District Judge

Dated: May 12, 2008

cc: William E. Aivalikles, Esq.  
William S. Saturley, Esq.  
Andrew Scott Winters, Esq.